



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON, D.C. 20370-5100

SMC

Docket No: 04211-00
2 November 2000

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subj: PN1 (AW) [REDACTED], USN [REDACTED]
REVIEW OF NAVAL RECORD

Ref: (a) Title 10 U.S.C. 1552

Encl: (1) DD Form 149 dtd 15Jun00
(2) PERS-311 memo dtd 11Oct00
(3) PERS-60 memo dtd 6Sep00
(4) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected by removing the original enlisted performance evaluation report for 5 May to 10 July 1998 and the letter of transmittal forwarding a supplemental report for the same period, so that the supplemental report will be the only report in her record for the period involved. Copies of the original report, the letter of transmittal, and the supplemental report are at Tabs A, B and C, respectively.

2. The Board, consisting of Messrs. Ensley, Swarens and Taylor, reviewed Petitioner's allegations of error and injustice on 2 November 2000, and pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, naval records, and applicable statutes, regulations and policies.

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. In correspondence attached as enclosures (2) and (3), the Navy Personnel Command offices having cognizance over the subject matter addressed in Petitioner's application have commented to the effect that the request has merit and warrants favorable action.

CONCLUSION:

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosures (2) and (3), the Board finds the existence of an injustice warranting the following corrective action.

RECOMMENDATION:

a. That Petitioner's naval record be corrected by removing therefrom the following original enlisted performance evaluation report and related material, including the transmittal letter dated 18 May 2000, leaving in the record the supplemental report for the same period:

Date of Report	Reporting Senior	Period From	of Report To
10Jul98	████████████████████ USAF	5May98	10Jul98

b. That appropriate correction be made to the magnetic tape or microfilm maintained by the Navy Personnel Command.

c. That any material or entries inconsistent with or relating to the Board's recommendation be corrected, removed or completely expunged from Petitioner's record and that no such entries or material be added to the record in the future.


d. That any material directed to be removed from Petitioner's naval record be returned to the Board, together with a copy of this Report of Proceedings, for retention in a confidential file maintained for such purpose, with no cross reference being made a part of Petitioner's naval record.

4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) it is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

ROBERT D. ZSALMAN
Recorder

Jonathan S. Ruskin
JONATHAN S. RUSKIN
Acting Recorder

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)) and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.


For W. DEAN PFEIFFER
Executive Director



DEPARTMENT OF THE NAVY
NAVY PERSONNEL COMMAND
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000

4211-00
1610
PERS-311
11 October 2000

MEMORANDUM FOR THE EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF
NAVAL RECORDS

Via: PERS/BCNR Coordinator (PERS-00ZCB)

Subj: PN1(AW) [REDACTED]

Ref: (a) BUPERSINST 1610.10 EVAL Manual
(b) PERS 60 Memo 6100 PERS-60 of 6 September 2000

Encl: (1) BCNR File

1. Enclosure (1) is returned. The member requests the removal of her original performance evaluation for the period 5 May 1998 to 10 July 1998 and replace it with a supplemental report.

2. Based on our review of the material provided, we find the following:

a. A review of the member's headquarters record revealed the report in question to be on file with the supplemental report and cover letter. The reports are signed by the member acknowledging the contents of each report and her right to submit a statement. The member indicated she did desire to submit a statement on the original report, however, PERS-311 has not received the member's statement and reporting senior's endorsement.

b. The report in question is a Detachment of Individual/Regular report. The member alleges the performance trait of "1.0" in "Military Bearing/Character", is unjust due to being medically waived from the last official Physical Readiness Test (PRT).

c. Per reference (a), Annex A, Page A-4, block-20, the score from the most recent official PRT should be used as the member was on board less than ninety days. The reporting senior has submitted, and we have accepted and filed the revised report.

d. The member proves the report to be unjust or in error.

3. Per references (a) and (b), we recommend removal of the original performance evaluation and cover letter dated 18 May 2000 leaving the supplemental evaluation in the member's record.

[REDACTED]

Head, Performance
Evaluation Branch

4211 CC



DEPARTMENT OF THE NAVY
NAVY PERSONNEL COMMAND
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000

6100
PERS-60
6 Sep 00

MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF
NAVAL RECORDS

Via: BCNR Coordinator (PERS-00ZCB)

Subj: COMMENTS AND RECOMMENDATIONS ICO PN1(AW [REDACTED])
[REDACTED]

Ref: (a) OPNAVINST 6110.1E
(b) Lt C [REDACTED] USAF, DISA Arlington ltr
[REDACTED] of 18 May 00

1. In accordance with reference (a), concur with recommended changes in reference (b).

2. Point of contact is [REDACTED] PERS-601C, at
[REDACTED] (DSN) [REDACTED]

[REDACTED]
Captain, U.S. Navy
Director, Navy Drug and Alcohol,
Fitness, Education, and
Partnerships Division (PERS-60)